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Attorneys at Law

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Of Counsel

Hon. Elaine Jackson Stack

Daniel N. Arshack

June 17, 2013

**via ELECTRONIC FILING**

Magistrate Judge A. Kathleen Tomlinson  
United States District Court  
Eastern District of New York  
100 Federal Plaza  
Central Islip, N.Y. 11722

Re: United States v. Gershon Barkany  
Docket No.: 13-MJ-280

Dear Judge Tomlinson:

I am writing on behalf of Gershon Barkany, to request that the conditions of his release be amended temporarily.

Mr. Barkany's wife was discharged from North Shore University Hospital on Sunday, June 16, 2013. Mrs. Barkany had a very complicated pregnancy that resulted in a cesarean section delivery. The operation, as well as several other medical issues took a toll on Mrs. Barkany and as a result she was prescribed very strong sedatives and has been placed on strict bed rest for the next two weeks. Mrs. Barkany will be unable to take care of or assist in any of her usual daily responsibilities during this time frame.

Mr. Barkany is requesting that the conditions of his release be amended for the next two weeks in order for him to be able to properly care for his family. Mr. Barkany is requesting permission to be allowed to have an open window between 8:40am and 5:40pm, during the next two weeks, in which he can run errands (drug store, supermarket, etc.), drop off and pick up his older daughter from daycare, and take both his older and newborn daughters to their doctor appointments this week. These are all things his wife usually does but is unable to do for the next two weeks.

I have contacted AUSA Christopher Caffarone and Pretrial Services regarding the request. Mr. Caffarone consents to Mr. Barkany's request; Pretrial Services takes no position.

Thank you in advance for your time and consideration.

BARKET, MARION, EPSTEIN & KEARON, LLP

By: /s/ Bruce A. Barket  
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cc: AUSA Christopher Caffarone (via ECF)  
Christina M. Bourque – (electronic mail)

*Application GRANTED for  
the next two weeks  
only.*

**SO ORDERED**

*A. Kathleen Tomlinson*  
A. Kathleen Tomlinson  
United States Magistrate Judge  
Date: *June 17* 2013  
Central Islip, N.Y.